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is refreshing.
"Cocoa contains more nourishment than beef."

Walter Baker & Co. Ltd.
ESTABLISHED 1760 DORCHESTER, MASS.

HOUSED HIM OUT OF 69TH, HE SAYS

Higgins, Ex-Officer, Wins Writ for Review of Court Martial

CONLEY AND DYER ACCUSED IN CASE

Charges of Persecution Are Made by Militiaman in Court Fight

Thaddeus Higgins, who was dismissed after court-martial from a first lieutenancy in the 69th Regiment, obtained a writ of certiorari yesterday from Justice Greenbaum in the Supreme Court in an effort to have the Appellate Division review his case. He asserted that Colonel Louis D. Conley tried to force him out without court-martial by assigning extraordinary and arduous tasks to him. He charged that Brigadier General Dyer aided this effort.

When the court-martial trial finally was held, he said, he was not apprised of its findings and was unable to make his application to the courts within the statutory period of four months.

Anthony J. Griffin, counsel for the ex-Guardsman, succinctly referred to the military proceedings against him, with the findings, which were approved by Governor Whitman, as a "frame-up."

The Attorney General made application to have the writ dismissed.

Higgins was made a first lieutenant in October, 1915, and was placed in command of Company E. Within a month the order placing him in command was rescinded, and First Lieutenant Alexander E. Anderson was placed in command.

Charges of disobedience were made against Higgins for failure to prepare a muster roll. He was also charged with insubordination for making charges against Colonel Conley. Higgins said that Colonel Conley had forgotten his own order detailing him on special duty at regimental headquarters. The colonel told him not to touch any of the private correspondence, whereby he "intimated a wilful and absolute disrespect, endeavoring to vilify my personal character and integrity," Higgins quoted him in his petition yesterday as saying: "If you do not leave this regiment I will and can give you work that you will not like to do, and you will be obliged to get out."

He also alleged that General Dyer told him that Colonel Conley could give him certain work which he would not be able to do.

The charges against Higgins, according to Mr. Griffin, were based on an order given to him to prepare the muster roll for the annual regimental inspection by February 23, 1916—a duty usually assigned to the first sergeant. Higgins's counsel asserted that his client prepared to do the work on February 22 and discovered that it had been done by another officer. As the time limit had not expired, Mr. Griffin was confident that Higgins's conviction for disobedience of orders was unjust.

From 1886 to 1897 Higgins was with the 6th Cavalry, U. S. A., rising to the rank of sergeant major. He served with distinction with the Rough Riders during the Cuban campaign. Higgins lives at 106 Convent Avenue.

ARMY OFFICER ACCUSED OF PRO-GERMAN DEMEANOR

General Bell Orders Inquiry Asked for by Student Aviator

San Francisco, Feb. 23.—Investigation of statements that Lieutenant George Krapf, a United States army student aviator at San Diego, has been guilty of pro-German demeanor was ordered to-day by Major General J. Franklin Bell, commander of the Western Department of the army. Krapf asked General Bell to institute the inquiry.

General Bell said the inquiry was in the hands of army inspectors. The charges against Lieutenant Krapf, a West Point graduate, were made in a letter, it was said. His parents were born in Germany.

TORNADO KILLS 13 IN SOUTH

One Hundred Are Injured by Storms in Alabama, Georgia and Mississippi

Atlanta, Feb. 23.—Thirteen persons are known to have lost their lives and more than a hundred have been reported injured in tornadoes which swept portions of Alabama, Georgia and Mississippi to-day. The most serious loss of life was in Middle Alabama. Seven persons were killed in the Stewartsville section of Alabama. At Whitsett, Ala., four negroes were killed.

13 HURT IN FACTORY BLAST

Two May Die as Result of Explosion in Automobile Plant

Toledo, Ohio, Feb. 23.—Thirteen men were injured, two of them probably fatally, by an explosion of gas in the Willys-Overland automobile plant to-day. Damage of \$25,000 was caused. The explosion resulted from the accumulation of gas in one of the enameling ovens.

Reservoir Prowler Arrested

A man found on the grounds of the Hill View Reservoir of the Catskill Aqueduct was arrested yesterday because he asked so many questions about intakes, outlets and capacity. He said his name was Joseph French. The Yonkers police believe that he is an Australian. City Judge Beal, of Yonkers, held him on a charge of vagrancy and directed the police to search his record.

U. S. AGENTS SEEK ESCAPED SPY HERE

Man Who Eluded Canadians Able to Throw Light on System, Is Belief

INDICTMENT OF TWO EXPECTED BY MONDAY

Wunnenberg Had Dynamite and Fuses, Witnesses Tell Grand Jury

While the Federal grand jury was hearing witnesses yesterday in the investigation into the acts of Albert A. Sander, Charles W. Wunnenberg and others not named, agents of the Department of Justice were scouring the city for a man who eluded the British Secret Service agents in Ottawa three days ago.

The government believes that this man can throw considerable light on the workings of the German spy system, which sought to gather information of military importance not only in England, France and the neutral countries of Europe, but also in this country.

The man was ordered to Halifax by Sander, it is alleged, to learn especially of the movements of transports carrying troops and foodstuffs to England. He was trailed by British agents from the moment he started on his mission until he eluded them on Tuesday.

Indictment of Two Expected

Indictments are expected to be found to-day or Monday against at least two of the men suspected of complicity in the spy conspiracy. The phase of the case now under investigation by the grand jury is only a small part of the inquiry, and will be completed, it is expected, at the latest on Monday. Assistant United States District Attorney John C. Knox is in charge of the prosecution.

The grand jury yesterday heard three witnesses—Robert Davis, a Sing Sing convict, formerly associated with Sander and Wunnenberg; his former housekeeper, Mrs. Ida Fisher, and another woman whose identity was kept secret.

Others present and likely to be called as witnesses to-day were Virgil McNitt, a newspaper syndicate owner, who at one time syndicated the peace propaganda of William Jennings Bryan; William M. Gestreich, editor of a Brooklyn newspaper, and Erich Posselt, a German reporter and a friend of Sander.

Mr. McNitt, who vouched for George Vaux Bacon, the American now a prisoner in the Tower of London, denied that he employed Bacon to go to England.

Explains Connection with Bacon

"Bacon," said Mr. McNitt, "came to me shortly before he sailed and told me he was going abroad to write a novel and to gather material for general articles on Europe. He offered to send me some of the articles and asked me if I could use them. I told him I would use as many as I could, although I really did not care for any more stuff, being pretty well loaded up with it."

McNitt, who has been absent from his New York office since the arrest of Sander and Wunnenberg, said that he did not know that he was being sought as a witness until he returned to town yesterday.

Davis and Mrs. Fisher told of finding dynamite and fuses in a suitcase owned by Wunnenberg and of seeing letters written in invisible ink by Wunnenberg and Sander.

A fine way to start the day—a small glass of Welch's (iced).

This pure, unfermented juice of finest Concord is more than a mere beverage. It gives vigor without reaction.

Welch's
THE NATIONAL DRINK

TRAINING BILL INTRODUCED

Indianapolis, Ind., Feb. 23.—A bill to compel school trustees of Indiana to provide a competent instructor in military training and preparedness in schools on petition of forty or more male students of thirteen years or more was introduced in the State Senate to-day.

Instructions for girls, on petition of forty, of nursing, first aid and patriotism, also would be made imperative under the bill.

Woman, Slayer of Rival, Guilty

Huntington, W. Va., Feb. 23.—Mrs. Lulu De Poe, charged with the murder of Mrs. Rose McMaisters, who she alleged had wrecked her home, was found guilty of manslaughter by a jury to-day. Mrs. McMaisters was shot and killed when riding on a streetcar accompanied by Mrs. De Poe's husband.

Federal Bureaus Join Fight Against High Prices of Foodstuffs

WILSON CONFERS WITH CABINET ON FOOD SITUATION

Bill in Senate Authorizes Seizure of Stocks Held for "Unjust Increase"

SHIPPING BOARD PLANS FOR RELIEF

Wants President to Put Vessels in Canal Trade to Relieve Cars

Washington, Feb. 23.—The soaring cost of foodstuffs throughout the country to-day engaged the attention of virtually every governmental agency with even a remote relation to the problem.

President Wilson and the Cabinet discussed the situation, its cause and possible remedies. Views held by some of the conferees were that the record prices were intertwined with the general car shortage and congestion on transportation lines, and indirectly affected by the German submarine warfare, which has resulted in vast accumulations of freight and resultant car congestion at Eastern seaports.

Department of Justice agents resurveyed with new energy their investigation to determine if there is an actual shortage of foodstuffs at large cities where rioting has recently occurred.

Attorney General Gregory announced that measures which may be of "considerable avail" toward bettering that situation probably would be announced shortly.

Car Situation Improving

The Interstate Commerce Commission, through its field force, kept close watch on the railroad situation, and announced that the task of restoring conditions to normal was progressing satisfactorily.

The car service commission of the American Railway Association disclaimed all responsibility on behalf of the roads for contributing to the rise through failure to furnish transportation facilities, and announced that no time had any complaint been received which would indicate that there was a shortage of food anywhere in the country.

The newly created Shipping Board submitted to the President a plan for relief by placing American vessels in the coast-to-coast trade, thus releasing freight cars required for transcontinental traffic. A large merchant ship, which could be used for this duty, would be available on the passage by Congress of amendments to the shipping bill now pending.

Bill Authorizes Food Seizure

In Congress, Senator Lewis introduced an amendment to the revenue bill authorizing the President to seize any foodstuffs which he may believe to be held by a monopoly or for "an unjust increase in price," and dispose of them through public sale at prices to be fixed by the department authorized to conduct the sale. Senator Martine introduced a bill which would empower the President to declare an embargo on export of foodstuffs.

Bronx Cars Crash, Ten Go to Hospital, Score More Injured

Five Ambulances Summoned in Collision at Southern Boulevard and Westchester Ave.

A northbound Southern Boulevard car crashed into the side of a Westchester Avenue car at 8 o'clock last night. Ten persons, all residents of The Bronx, were taken to Lincoln Hospital, and a score more received first aid treatment from five ambulances.

The Westchester Avenue car, westbound, was lifted from the tracks and slung across the eastbound tracks, where it brought up against another Westchester Avenue car, smashing it.

The Southern Boulevard car was the heavier and its passengers suffered the least, though all were flung about and many were cut by broken glass.

It was in charge of John Kroll, mortician, of 928 East 219th Street, The Bronx. The police were unable to learn from him whether the accident was due to slippery rails or to the failure of his brakes.

All three cars were well filled, and a fire alarm was turned in to provide reinforcements for the police reserves who were carrying unconscious and hysterical passengers from the cars.

VINCENT ASTOR CONFERS ON NAVY AUXILIARY PLANS

Discusses Organization of Power Boat Owners with Assist. Sec. Roosevelt

Washington, Feb. 23.—Vincent Astor conferred to-day with Assistant Secretary Roosevelt on plans for completing the organization of owners of power boats that would be utilized by the navy in war time. As an officer in the New York State Naval Militia, Mr. Astor has been actively engaged in promoting this scheme. Both he and Secretary Roosevelt said the work was proceeding in a highly satisfactory manner.

The Navy Department to-day began mailing to power boat owners through the country forms of contracts by which the government would take over such small vessels in case of emergency.

TOLEDO WANTS 1,000 CARS

\$3,000,000 Worth of Food Held Up, Produce Exchange Man Says

Toledo, Feb. 23.—Three million dollars' worth of foodstuffs are held here because of the car shortage, according to J. W. Young, of the Produce Exchange, whose directors appealed to-day to the Interstate Commerce Commission for relief from what is termed an acute car shortage.

The directors asserted that 1,000 cars were needed at once, and that immediate shipment would relieve the situation in the East.

ACCORDING TO KIPLING

An admirer of Kipling suggests that the history of Balkan diplomacy should be called "The Bungle Book."

POTATOES AS PREMIUMS KEEP DRUG STORE CROWDED

Onion Trade Gifts Add to Jam of Shoppers

The legend, "Free to-day, an onion or potato with every purchase," blazoned on the window of a drug store on Lenox Avenue has kept the shop well filled with customers ever since the proprietor adopted this system of premium giving, several days ago.

In the window behind the sign are baskets of onions and potatoes, grouped with a lavish appearance of wealth. "The customers don't take this as a joke either," the proprietor said last night.

TWO TRAINLOADS OF FLOUR STARTED FOR THE EAST

Will Have Right of Way; Other Shipments to Follow

Minneapolis, Feb. 23.—Headed for New York and Pittsburgh, with right of way over all other freight, two trainloads of flour left here to-day as the first shipments of a relief movement ordered by the Interstate Commerce Commission to alleviate the flour shortage in the East.

Two more trains will go out to-morrow and two more on Sunday, railroad officials said. Two special trainloads of corn, oats, flour mill and linseed oil mill by-products for Boston and other New England points were being made up in the local yards to-day for clearance to-night or to-morrow.

Shipments of flour comprised 7,228,555 pounds. Each trainload consisted of fifty-three cars.

REFUSE TO BLOCK ROADS WITH GRAIN

Chiefs Say Railways Are Able to Move All That Can Be Cared For Here

Replying to the demands of the heads of Western chambers of commerce that grain be moved more rapidly from those centers, F. P. Underwood, president of the Erie, said yesterday that the roads were able to move all the grain that could be possibly taken care of at this end of the line. He added:

"The lines between Chicago and New York are interested in keeping clear and ready to dispatch business."

In answer to the statement of President Griffin, of the Chicago Board of Trade, that "riot and anarchy" would result unless more cars were sent to Chicago to handle grain, Mr. Underwood declared that the railroads do not intend to block the lines with grain sailing by way of the Erie.

"For which there is neither storage, shipping directions or ships to carry it."

"A car of grain is given exactly the same movement as a car of perishable freight," one of his telegrams to Mr. Griffin read. "Coal westbound is given preference. There is no danger either of riot or anarchy if men like you and irresponsible newspapers will stop talking about it."

Says Trouble Is in West

In reply to an appeal from Charles A. Kraus, president of the Milwaukee Chamber of Commerce, who said that organization endorsed Mr. Griffin's statements, E. B. Thomas, president of the Lehigh Valley Railroad, sent a telegram telling him the gravity of the situation, so far as the railroads are concerned, was greatly exaggerated.

"We have this morning in store here and in transit on our lines over 1,300 carloads of flour, which consignees are unable to take away as rapidly as we deliver," the message reads. "Whatever difficulties there may be in movement are entirely west of our line. We are absolutely open and ready to take any freight that may be delivered to us, other than export, for which we must insist that ship space be guaranteed to us before delivery. We are doing and shall continue to do everything in our power to relieve the situation. Less agitation, less regulation and more cooperation would do much to restore normal conditions."

U. S. OUTLAWS COSTA RICA

Claims Arising From Dealings with Rebels Not To Be Supported

Washington, Feb. 23.—Notice was given to-day by the State Department that no claims coming from dealings with the new unrecognized government in Costa Rica will receive consideration by the United States. The notification, which was sent to the capitals of all the Central American republics for publication, follows:

"In order that citizens of the United States may have definite information as to the position of this government in regard to any financial aid which they may give to, or any business transactions which they may have with, those persons who overthrow the constitutional government of Costa Rica by an act of armed rebellion, the government of the United States desires to advise them that it will not consider any claims which may in the future arise from such dealings worthy of its diplomatic support."

POTATOES HELD, SWANN CHARGES

Carloads on Sidings for Weeks in Riverhead and Other Centres

SUPPLY OF BUTTER FAR EXCEEDS 1916

Cold Storage in Metropolitan Area Has Gain of 5,000,000 Pounds

District Attorney Swann began an investigation into the food situation yesterday. He was told that cars loaded with potatoes had been held for many days in the yards of big potato centres, including Riverhead, Long Island, and also learned that there were 5,000,000 pounds more of butter in cold storage in the metropolitan area than a year ago. Yet butter costs five or six cents a pound more than a year ago.

"I have been informed," said the District Attorney, "that a Murray Street commission man received 115 carloads of potatoes by the New York Central last Wednesday. I am told that on hearing the news of the East Side advances on the City Hall to appeal to Mayor Mitchell to stop the exorbitant rise in potato, cabbage and onion prices this man caused the carloads to be diverted to South Lima, N. Y., near Rochester, where they are now on sidings, while the commission man is paying demurrage."

Central to Investigate

"I have asked the New York Central freight officials to investigate these charges, and they have promised to report to-morrow."

"F. G. Henry, superintendent of the Mercantile Exchange, said that his statistics showed that there was 5,000,000 pounds more butter in storage than last year. Mr. Henry declared that he was at a loss to explain the marked advance of prices."

Assistant District Attorney Markewich visited Riverhead, Long Island, last Thursday. He said yesterday that his unofficial investigation there convinced him that 100 carloads of potatoes were there and apparently had been on the siding for many days.

"I learned that the shippers have installed small oil stoves in the cars, which keep the potatoes from freezing," said Mr. Markewich. "I am convinced that most of these potatoes are being held by an arrangement between the shipper and the commission men in Brooklyn and New York. Although I have not the corroborative evidence, I am told that the shipper and the farmer in many cases are the same. In other words, the farmer and the commission men work together to play the market."

ONION KING MUST SPEAK

Mr. Markewich has subpoenaed Abraham Rosenbaum, Brooklyn's "Onion King," to tell what he knows about the skyrocketing of that staple. Rosenbaum, according to reports, cleaned up \$500,000 last week.

DEFEAT OF WICKS BILL IS PREDICTED

Leaders Doubt Wisdom of Passing Measure in Its Present Form

ARE READY TO HELP IN FOOD SITUATION

Reports of Conditions Here Exaggerated, Senator Brown Thinks

Albany, Feb. 23.—Legislative leaders are prepared to take whatever emergency steps may be deemed necessary to alleviate the food situation.

Senator Elton R. Brown, president pro tem of the Senate, said to-day, however, that he did not think the passage of the Wicks food and markets bill, upon which Governor Whitman relies, would solve the immediate needs. It is regarded as a measure intended to obviate future evils and more especially to prevent the occurrence of conditions that now seem to exist.

"I shall wait," said Senator Brown, "for reports from the city before taking any action. It seems to me that any measure designed to relieve the

present situation would have to be an emergency measure with that particular object in view.

The Wicks bill is not such a measure. It requires study and perfection, and if we were to pass it in haste we gradually to correct conditions, with the ultimate object of reducing the cost of living through more systematic and economical methods of production and distribution.

The Legislature, explained Senator Brown, had ample power to take drastic steps if such action became necessary, but it is the opinion of leaders here that reports of conditions in New York City and elsewhere throughout the state have been exaggerated.

It is apparent that any attempt to jam through the Wicks bill will not succeed, and many legislators in a position to know doubt the wisdom of passing it in its present shape. Some influential legislators believe the state state departments have ample powers, but lack money and facilities to accomplish the things that the department is intended to do.

ROADS UNITE TO RUN TRAIN

St. Louis & San Francisco and M. & T. to Cooperate

St. Louis, Feb. 23.—Announcement was made to-day that, beginning March 4, the St. Louis & San Francisco Railroad and the Missouri, Kansas & Texas would operate a joint train between St. Louis and San Antonio. Both roads have their own rails the entire distance.

Announcement by the officers of the Frisco said the roads combined in the operation of this train to effect economy. The view was expressed that the roads would adopt a like policy of reducing competition. It is said to be the first time in twenty years that important roads have pooled their services in this way.

Keeping Up With Uncle Sam

The commerce of the United States is growing at a phenomenal rate.

Tonnage on the New York Central Lines has increased 76% in the past ten years.

About \$50,000,000 worth of new equipment was added last year to take care of the increased freight and passenger traffic.

\$600,000,000 has been expended since 1901 for permanent improvements on the

New York Central Lines

"America's Greatest Railway System"

We must look ahead, plan ahead and build accordingly, to be able to meet the demands of commerce for increased service and facilities.

This the railroad cannot do from earnings alone. New capital is required which will come only as the public sees to it that rates, legislation, taxation and wage demands are fair, insuring a reasonable and permanent return on the investment.

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For the Public Service

NEW YORK CENTRAL LINES

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